



IFW 2654

Docket No.: 1454.1067

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Horst-Udo HAIN

Serial No. 09/942,736

Group Art Unit: 2654

Confirmation No. 8402

Filed: August 31, 2001

Examiner: AZAD, ABUL K

For: METHOD FOR SPEECH SYNTHESIS

PETITION TO WITHDRAW OFFICE ACTION

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby petitions to have an Office Action mailed on March 2, 2006 withdrawn. As described below, the Applicant requested several times to have an interview before an Office Action was issued, and these request were knowingly ignored.

On December 23, 2005, Applicant filed a written interview request form. A copy of request form and a copy of the Patent Office date-stamped postcard are enclosed. Subsequently, the undersigned contacted the Examiner many times in an attempt to schedule an interview. On February 13, 2006, the undersigned prepared a second interview request form and faxed this form to the Examiner. Enclosed is a copy of the form, as faxed to the Examiner. Subsequently, the undersigned repeated his request for an interview with the Examiner. The Examiner indicated that he would possibly be able to see the undersigned on February 22, 2006 at 3 p.m. On that day, the undersigned traveled to the Patent Office and made numerous telephone calls to the Examiner while at the Patent Office. The Examiner did not answer the phone.

After the missed interview, the undersigned made additional telephone calls to the Examiner. None of these calls resulted in an interview being successfully scheduled.

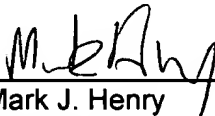
To avoid a premature final Office Action, it is submitted that March 2, 2006 Office Action should be withdrawn. A first Office Action should not be issued until after an interview has been conducted. The Examiner is requested to telephone the undersigned at his earliest convenience to schedule an interview.

This petition is necessary to correct an error on the part of the Patent Office, not an Applicant error. Accordingly, no fee is enclosed herewith. However, if it is deemed that such a fee is necessary, the commissioner is authorized Staas & Halsey deposit acct. No. 19-3935.

Respectfully submitted,

STAAS & HALSEY LLP

Date: March 31 2006

By: 
Mark J. Henry
Registration No. 36,162

1201 New York Ave, N.W., 7th Floor
Washington, D.C. 20005
Telephone: (202) 434-1500
Facsimile: (202) 434-1501

Please Date Stamp and return

REQUEST FOR CONTINUED EXAMINATION (RCE) WITH A PETITION FOR A TWO-MONTH
EXTENSION OF TIME; APPLICANT INITIATED INTERVIEW REQUEST FORM AND CHECK FOR \$
1240.00

APPLICANT(S): Horst-Udo HAIN
SERIAL NO: 09/942,736
CONFIRMATION NO. 8402
TITLE: METHOD FOR SPEECH SYNTHESIS
FILING DATE: August 31, 2001
DOCKET NO: 1454.1067/MJH:fc
DUE DATE: DECEMBER 27, 2005



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APPLICANT INITIATED INTERVIEW REQUEST FORM

Application No.: 09/942,736

First Named Applicant: Horst-Udo HAIN

Examiner: AZAD, ABUL K

Art Unit: 2654

Status of Application:

Tentative Participants:

(1) Mark J. Henry

(2) Examiner Abul K. Azad

(3) _____

(4) _____

Proposed Date of Interview: January 3, 2006

Proposed Time: 1:30 p.m.

Type of Interview Requested:

(1) ☒ Telephonic (2) ☐ Personal (3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☐ YES ☐ NO

If yes, provide brief description:

ISSUES TO BE DISCUSSED

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) Rejection	Pending claims	U. S. Patent 6,076,060	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Continuation Sheet Attached

Brief Description of Arguments to be Presented:

The prior art does not disclose out-of-vocabulary transcription as a function of a phonetic transcription of a sub-word within the word

NOTE:

This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01). This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Mark J. Henry, 36,162
Mark J. Henry, 36,162

(Examiner/SPE Signature)

Confirmation Report - Memory Send

Page : 001
Date & Time: Feb-13-06 17:30
Line 1 : 202 434 1501
Line 2 : 202 434 1501
Machine ID : STAAS & HALSEY

Job number : 058
Date : Feb-13 17:30
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Number of pages : 001
Start time : Feb-13 17:30
End time : Feb-13 17:30
Pages sent : 001
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*** SEND SUCCESSFUL ***

APPLICANT INITIATED INTERVIEW REQUEST FORM

Application No.: 09/942,736 First Named Applicant: Horst-Udo HAIN

Examiner: AZAD, ABUL K Art Unit: 2654

Status of Application:

Tentative Participants:

(1) Mark J. Henry
(3)

(2) Examiner Abul K. Azad
(4)

Proposed Date of Interview: February 15, 2006
Proposed Time: 11:00a.m.

Type of Interview Requested:

(1) ☒ Telephonic (2) ☐ Personal (3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☐ YES ☐ NO
If yes, provide brief description:

ISSUES TO BE DISCUSSED

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) Rejection	Pending claims	U. S. Patent 6,076,060	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2)			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3)			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4)			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Mark J. Henry, 36,162

(Examiner/SPE Signature)

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to be (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including collecting, preparing, and submitting the complete application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1460, Alexandria, VA 22313-1460. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1460.